

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Larry I. Benowitz

Serial No.: 09/872,347

Filed: June 1, 2001

For: "Methods and Compositions for Producing a  
Neurosalutary Effect in a Subject"

Attorney Docket No.: CMZ-128



Group Art Unit: 1614

Examiner: Not Yet Assigned

Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231

Certificate of First Class Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, D.C. 20231 on the date set forth below.

October 2, 2001

Date of Signature and of Mail Deposit

By:

  
Maria C. Laccotripe

Limited Recognition Under 37 C.F.R. § 10.9(b)  
Agent for Applicant

**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF NONPROVISIONAL APPLICATION**

Dear Sir:

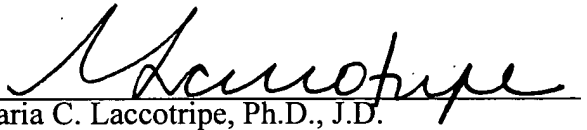
Responsive to the Notice to File Missing Parts of Nonprovisional Application dated August 2, 2001, Applicant's agent submits herewith an *executed* Declaration, Petition and Power of Attorney and a check totaling **\$1,674.00** ( which includes **\$740.00** for the basic filing fee; **\$804.00** for the additional claims fee; and **\$130.00** for the surcharge) based on large entity status. A copy of the Formalities Letter is also enclosed.

The Commissioner is hereby authorized to charge payment of any fees under 37 C.F.R. 1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 12-0080.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080.

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

By:   
Maria C. Laccotripe, Ph.D., J.D.  
Limited Recognition Under 37 C.F.R. §10.9(b)  
Agent for Applicant

28 State Street  
Boston, MA 02109  
Tel. (617) 227-7400

Date: **October 2, 2001**



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\* Admitted in NY only  
\*\* Passed the Patent Bar Examination

October 2, 2001

Commissioner for Patents  
Box Missing Parts  
Washington, D.C. 20231

Re: U.S. Patent Application Serial No. 09/872,347  
Title: *"Methods and Compositions for Producing a  
Neurosalutory Effect in a Subject"*  
Inventor: Larry I. Benowitz  
Filing Date: June 1, 2001  
Attorney Docket No. CMZ-128

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Response to Notice to File Missing Parts of Nonprovisional Application;
2. *Executed* Declaration, Petition and Power of Attorney;
3. Statement of Limited Recognition Under 37 C.F.R. §10.9(b);
4. Copy of Notice to File Missing Parts of Nonprovisional Application (Formalities Letter);
5. Check for \$1,674.00 (basic filing fee, additional claims fee and surcharge); and
6. Pre-paid acknowledgment postcard.

Please charge any necessary fees to our Deposit Account No. 12-0080. The undersigned requests any extensions of time necessary to respond. *For this purpose, a duplicate of this sheet is enclosed.*

Certificate of First Class Mailing (37 CFR 1.8(a))

I hereby certify that this transmittal letter and the papers referred to as being enclosed therein are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box Missing Parts, Washington, DC 20231 on:

October 2, 2001

Date

Maria C. Laccotripe  
Limited Recognition Under 37 C.F.R. § 10.9(b)

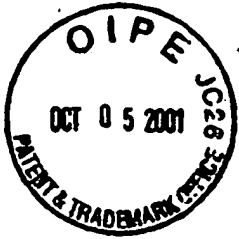
LAHIVE & COCKFIELD, LLP

Attorneys at Law

By:

Maria C. Laccotripe, Ph.D., J.D.  
Limited Recognition Under 37 C.F.R. §10.9(b)  
Agent for Applicant

Date: October 2, 2001



**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE  
UNITED STATE PATENT AND TRADEMARK OFFICE**

**LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)**

Maria C. Laccotripe is hereby given limited recognition under 37 CFR §10.9(b) as an employee of Lahive & Cockfield, LLP, to prepare and prosecute patent applications where the patent applicant is the client of Lahive & Cockfield, LLP, and the attorney or agent of record in the applications is a registered practitioner who is a member of the Lahive & Cockfield, LLP. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Maria C. Laccotripe ceases to lawfully reside in the United States, (ii) Maria C. Laccotripe's employment with Lahive & Cockfield, LLP ceases or is terminated, or (iii) Maria C. Laccotripe ceases to remain or reside in the United States on an H-1 visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

**Expires: September 4, 2002**

A handwritten signature in black ink, appearing to read "Harry I. Moatz", written over a horizontal line.

**Harry I. Moatz**

**Director of Enrollment and Discipline**

COPY #



## UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/872,347	06/01/2001	Larry I. Benowitz	CMZ-128

 000959  
 LAHIVE & COCKFIELD  
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 BOSTON, MA 02109

 CONFIRMATION NO. 1168  
 FORMALITIES LETTER


\*OC000000006373081\*

Date Mailed: 08/02/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$788.
  - \$468 for 26 total claims over 20.
  - \$320 for 4 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1628.

A copy of this notice **MUST** be returned with the reply.

 H-T  
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10/10/2001 MBELETE1 00000076 09872347

 740.00 OP  
 336.00 OP  
 468.00 OP  
 130.00 OP

 01 FC:101  
 02 FC:102  
 03 FC:103  
 04 FC:105